

STATE OF NEW YORK  
SUPREME COURT: COUNTY OF ERIE

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PSAS O2 DOE,

SUMMONS

Plaintiff,

v.

Index No.

The Catholic Diocese of Buffalo  
795 Main Street  
Buffalo, NY 14203,

Rene Maynard, O.F.M.  
Address Unknown

Franciscan Friar's – Holy Name Province  
129 West 31<sup>st</sup> Street  
New York, NY 10001-3403,

Bishop Timon - St. Jude High School  
601 McKinley Parkway  
Buffalo, NY 14220-1547,

Defendants.

Plaintiff designates Erie  
County as the place of  
Trial. Residence of the Plaintiff  
is the basis for venue.

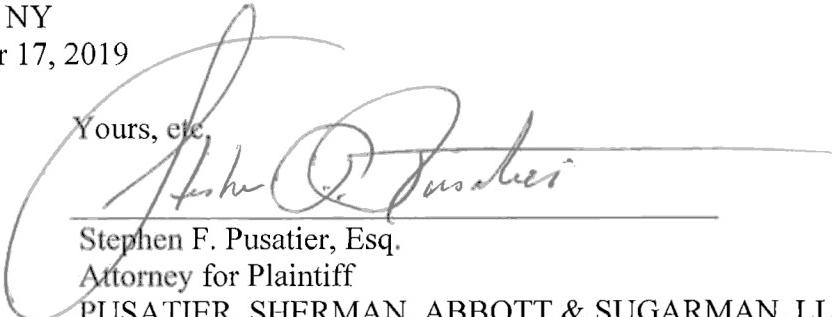
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TO THE ABOVE NAMED DEFENDANTS:

YOU ARE HEREBY SUMMONED to answer the Complaint in this action and to serve a copy of your answer on the Plaintiff's attorneys within 20 days after the service of this Summons and Complaint, exclusive of the day of service (or within 30 days after the service is complete if this Summons and Complaint are not personally delivered to you within the State of New York); and in case of your failure to appear or answer, judgment will be taken against you by default for the relief demanded in the Complaint.

DATED: Kenmore, NY  
September 17, 2019

Yours, etc.

  
Stephen F. Pusatier, Esq.  
Attorney for Plaintiff

PUSATIER, SHERMAN, ABBOTT & SUGARMAN, LLP  
2464 Elmwood Avenue  
Kenmore, NY 14217-2292

STATE OF NEW YORK  
SUPREME COURT : COUNTY OF ERIE

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PSAS O2 DOE,

Plaintiff,

COMPLAINT

v.

Index No.

The Catholic Diocese of Buffalo  
795 Main Street  
Buffalo, NY 14203,

Rene Maynard, O.F.M.  
Address Unknown

Franciscan Friar's – Holy Name Province  
129 West 31st Street  
New York, NY 10001-3403,

Bishop Timon - St. Jude High School  
601 McKinley Parkway  
Buffalo, NY 14220-1547,

Defendants.

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Plaintiff by and through his attorneys, Pusatier, Sherman, Abbott & Sugarman, LLP, for his Complaint alleges as follows:

1. At all times hereinafter mentioned, the Plaintiff was a resident of the County of Erie and State of New York.
2. Plaintiff brings this action under the New York State Child Victims Act. Plaintiff brings this action under a pseudonym to protect his privacy due to the intense reporting by the media. Plaintiff will disclose his identity to the Defendants in a confidential supplemental disclosure.

3. At all times hereinafter mentioned, The Catholic Diocese of Buffalo was and continues to conduct business in the State of New York with its principal place of business at 795 Main Street, Buffalo, NY 14203.

4. In 1957-1958 Rene Maynard O.F.M. was a Franciscan Friar employed at Bishop Timon High School by the Catholic Diocese of Buffalo and the Franciscan Friar's – Holy Name Province.

5. The Defendant, Bishop Timon - St. Jude High School is a successor to Bishop Timon High School under the authority of the Catholic Diocese of Buffalo.

6. At all times hereinafter mentioned, Fr. Rene Maynard, O.F.M. was a Friar at Bishop Timon High School.

7. In 1957-1958 Plaintiff was a minor attending Bishop Timon High School.

8. In Bishop Timon High School Rene Maynard, O.F.M. sexually assaulted the Plaintiff on more than one occasion.

9. The culture of the Roman Catholic Church created pressure on Plaintiff not to report the sexual abuse.

10. The Catholic Diocese of Buffalo, Bishop Timon – St. Jude High School and the Franciscan Friar's – Holy Name Province knew or should have known that Fr. Rene Maynard, O.F.M. was a danger to minor children before he had sexually assaulted the Plaintiff who was a minor.

11. The Defendants were negligent by failing to protect the Plaintiff, a student at Bishop Timon High School, by permitting Rene Maynard, O.F.M. to work at Bishop Timon High School, by failing to supervise Rene Maynard, O.F.M., by retaining him in their employ, by failing

to supervise his activities around minors when they knew or should have known that he was a danger to the children of that School.

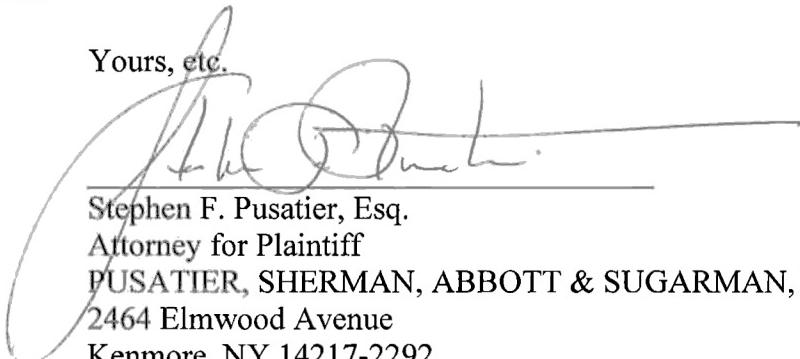
12. As a result of the negligence of the Defendants, the Plaintiff sustained physical, emotional and psychological injuries.

13. The amount of damages sought in this action exceeds the jurisdictional limits of all Courts lower than the New York State Supreme Court.

WHEREFORE, Plaintiff prays for a money judgment against the Defendants.

Dated: Kenmore, New York  
September 17, 2019

Yours, etc.

  
Stephen F. Pusatier, Esq.

Attorney for Plaintiff

PUSATIER, SHERMAN, ABBOTT & SUGARMAN, LLP

2464 Elmwood Avenue

Kenmore, NY 14217-2292